



COPY OF PAPERS
ORIGINALLY FILED

Attorney Docket No. ENZ-001
Customer No. 000959

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MAR 25 2002

DECLARATION, PETITION AND POWER OF ATTORNEY FOR PATENT APPLICATION OFFICE OF PETITIONS

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

MODULAR MOLECULAR CLASPS AND USES THEREOF

the specification of which

- ☐ executed by me of even date herewith and about to be filed;
- ☒ was filed on November 28, 2001 as U.S. Serial No. 09/995,847; and
- ☐ was amended on _____
(if applicable)

I do not know and do not believe that the subject matter of this application was known or used by others in the United States or patented or described in a printed publication in any country before my invention thereof, or patented or described in a printed publication in any country or in public use or on sale in the United States more than one year prior to the date of this application, or first patented or caused to be patented or made the subject of an inventor's certificate by me or my legal representatives or assigns in a country foreign to the United States prior to the date of this application on an application filed more than twelve months (six months if this application is for a design) before the filing of this application; and I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application, that no application for patent or inventor's certificate on the subject matter of this application has been filed by me or my representatives or assigns in any country foreign to the United States, except those identified below, and that I have reviewed and understand the contents of the specification, including the claims as amended by any amendment referred to herein.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

CLAIM OF BENEFIT OF EARLIER FOREIGN APPLICATION(S)

I hereby claim priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below, and have also identified below any foreign application(s) for patent or inventor's certificate filed by me on the same subject matter having a filing date before that of the application(s) from which priority is claimed.

- ☒ no such applications have been filed.
- ☐ such applications have been filed as follows

**EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

Country	Application Number	Date of Filing (month, day, year)	Priority Claimed Under 35 USC 119
			<input type="checkbox"/> Yes No <input type="checkbox"/>
			<input type="checkbox"/> Yes No <input type="checkbox"/>
			<input type="checkbox"/> Yes No <input type="checkbox"/>
			<input type="checkbox"/> Yes No <input type="checkbox"/>
			<input type="checkbox"/> Yes No <input type="checkbox"/>

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

CLAIM FOR BENEFIT OF U.S. PROVISIONAL APPLICATION(S)

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

60/279,524
(Application Serial No.)

03/28/01
(Filing Date)

(Application Serial No.)

(Filing Date)

ENZ-001

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §120 of any earlier United States application(s) or PCT international application(s) designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the earlier application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date(s) of the earlier application(s) and the national or PCT international filing date of this application. As to subject matter of this application which is common to my earlier application(s), if any, described below, I do not know and do not believe that the same was known or used by others in the United States or patented or described in a printed publication in any country before my invention thereof, or patented or described in a printed publication in any country or in public use or on sale in the United States more than one year prior to the date(s) of said earlier application(s), or first patented or caused to be patented or made the subject of an inventor's certificate by me or my legal representatives or assigns in a country foreign to the United States prior to the date(s) of said earlier application(s) on an application filed more than twelve months (six months if this application is for a design) before the filing of said earlier application(s); and I acknowledge that no application for patent or inventor's certificate on said subject matter has been filed by me or my representatives or assigns in any country foreign to the United States except those identified herein.

(Application Serial No.)	(Filing Date) (patented,pending,aband.)	(Status)
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ENZ-001

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

James E. Cockfield	Reg. No. 19,162	Jeremiah Lynch	Reg. No. 17,425
Thomas V. Smurzynski	Reg. No. 24,798	David J. Ridders	Reg. No. 43,882
Ralph A. Loren	Reg. No. 29,325	Maria C. Laccotripe	Limited Recognition
Giulio A. DeConti, Jr.	Reg. No. 31,503		Under 37 C.F.R. § 10.9(b)
Ann Lamport Hammitte	Reg. No. 34,858	Debra J. Milasincic	Reg. No. 46,931
Elizabeth A. Hanley	Reg. No. 33,505	David R. Burns	Reg. No. 46,590
Amy E. Mandragouras	Reg. No. 36,207	Sean D. Detweiler	Reg. No. 42,482
Anthony A. Laurentano	Reg. No. 38,220	Cynthia L. Kanik	Reg. No. 37,320
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Peter C. Lauro	Reg. No. 32,360	Daniel B. Ko	Reg. No. 47,332
Jeanne M. DiGiorgio	Reg. No. 41,710		
Megan E. Williams	Reg. No. 43,270		

all of: **Lahive & Cockfield, LLP**, 28 State Street, Boston, MA 02109
United States of America

Send correspondence to **Elizabeth A. Hanley, Esq.** at Customer No. 000959 whose address is:

Lahive & Cockfield, LLP
28 State Street
Boston, MA 02109

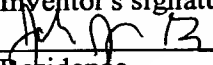
Direct telephone calls to **Elizabeth A. Hanley, Esq.** at (617) 227-7400.

Wherefore I petition that letters patent be granted to me for the invention or discovery described and claimed in the attached specification and claims, and hereby subscribe my name to said specification and claims and to the foregoing declaration, power of attorney, and this petition.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor	
Carlo Dante Rizzuto	
Inventor's signature	Date
Residence	
12 Inman Street, #11, Cambridge, Massachusetts 02139	
Citizenship	
U.S.A.	
Post Office Address (if different)	

ENZ-001

Full name of sixth inventor, if any John Jacob Schwartz	
Inventor's signature 	Date 2/15/12
Residence 200 Upland Road, Newtonville, Massachusetts 02460	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of seventh inventor, if any Bin Zhang	
Inventor's signature	Date
Residence 20 Chester Road, Unit 2, Belmont, Massachusetts 02478	
Citizenship China	
Post Office Address (if different)	

Full name of eighth inventor, if any Alexey Alexandrovich Lugovskoy	
Inventor's signature	Date
Residence 41 Chestnut Hill Avenue, #31, Brighton, Massachusetts 02135	
Citizenship Russia	
Post Office Address (if different)	

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- ☐ executed by me of even date herewith and about to be filed;
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I do not know and do not believe that the subject matter of this application was known or used by others in the United States or patented or described in a printed publication in any country before my invention thereof, or patented or described in a printed publication in any country or in public use or on sale in the United States more than one year prior to the date of this application, or first patented or caused to be patented or made the subject of an inventor's certificate by me or my legal representatives or assigns in a country foreign to the United States prior to the date of this application on an application filed more than twelve months (six months if this application is for a design) before the filing of this application; and I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application, that no application for patent or inventor's certificate on the subject matter of this application has been filed by me or my representatives or assigns in any country foreign to the United States, except those identified below, and that I have reviewed and understand the contents of the specification, including the claims as amended by any amendment referred to herein.

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Jeanne M. DiGiorgio	Reg. No. 41,710		
Megan E. Williams	Reg. No. 43,270		

all of: **Lahive & Cockfield, LLP**, 28 State Street, Boston, MA 02109
United States of America

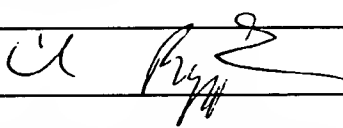
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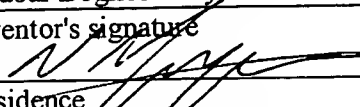
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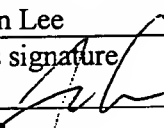
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Full name of sole or first inventor	
Carlo Dante Rizzuto	
Inventor's signature	Date
	2/15/02
Residence	
12 Inman Street, #11, Cambridge, Massachusetts 02139	
Citizenship	
U.S.A.	
Post Office Address (if different)	

Full name of second inventor, if any Noubar Boghos Afeyan	
Inventor's signature 	Date Feb 22, 2002
Residence 1 Sunset Ridge, Lexington, Massachusetts 02421	
Citizenship Canada	
Post Office Address (if different)	

Full name of third inventor, if any Frank Don Lee	
Inventor's signature 	Date Feb 15, 2002
Residence 6 Norfolk Road, Chestnut Hill, Massachusetts 02467	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of fourth inventor, if any George McDonald Church	
Inventor's signature	Date
Residence 218 Kent Street, Brookline, Massachusetts 02446	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of fifth inventor, if any Ruchira Das Gupta	
Inventor's signature Ruchira Das Gupta	Date Feb 15, 2002
Residence 333 Lamartine Street, Jamaica Plain, Massachusetts 02130	
Citizenship India	
Post Office Address (if different)	

Full name of second inventor, if any Noubar Boghos Afeyan	
Inventor's signature	Date
Residence 1 Sunset Ridge, Lexington, Massachusetts 02421	
Citizenship Canada	
Post Office Address (if different)	

Full name of third inventor, if any Frank Don Lee	
Inventor's signature	Date Feb 15, 2002
Residence 6 Norfolk Road, Chestnut Hill, Massachusetts 02467	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of fourth inventor, if any George McDonald Church	
Inventor's signature	Date 21 Feb 2002
Residence 218 Kent Street, Brookline, Massachusetts 02446	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of fifth inventor, if any Ruchira Das Gupta	
Inventor's signature Ruchira Das Gupta	Date Feb 15, 2002
Residence 333 Lamartine Street, Jamaica Plain, Massachusetts 02130	
Citizenship India	
Post Office Address (if different)	

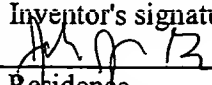
ENZ-001

Full name of second inventor, if any Noubar Boghos Afeyan	
Inventor's signature	Date
Residence 1 Sunset Ridge, Lexington, Massachusetts 02421	
Citizenship Canada	
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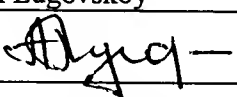
Full name of third inventor, if any Frank Don Lee	
Inventor's signature	Date Feb 15, 2002
Residence 6 Norfolk Road, Chestnut Hill, Massachusetts 02467	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of fourth inventor, if any George McDonald Church	
Inventor's signature	Date
Residence 218 Kent Street, Brookline, Massachusetts 02446	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of fifth inventor, if any Ruchira Das Gupta	
Inventor's signature Ruchira Das Gupta	Date Feb 15, 2002
Residence 333 Lamartine Street, Jamaica Plain, Massachusetts 02130	
Citizenship India	
Post Office Address (if different)	

Full name of sixth inventor, if any John Jacob Schwartz	
Inventor's signature 	Date 2/15/12
Residence 200 Upland Road, Newtonville, Massachusetts 02460	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of seventh inventor, if any Bin Zhang R.147	
Inventor's signature	Date
Residence 20 Chester Road, Unit 2, Belmont, Massachusetts 02478	
Citizenship China	
Post Office Address (if different)	

Full name of eighth inventor, if any Alexey Alexandrovich Lugovskoy	
Inventor's signature 	Date 02/26/2002
Residence 41 Chestnut Hill Avenue, #31, Brighton, Massachusetts 02135	
Citizenship Russia	
Post Office Address (if different)	



COPIES OF PAPERS
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Carlo Rizzuto *et al.*
Serial No.: 09/995,847
Filed: November 28, 2001
For: *Modular Molecular Clasps and Uses Thereof*
Attorney Docket No.: ENZ-001

Group Art Unit: 1636

Examiner:

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

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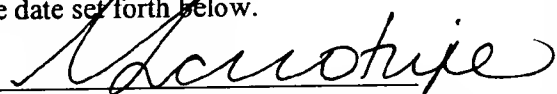
OFFICE OF PETITIONS

Certificate of First Class Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on the date set forth below.

March 7, 2002
Date of Signature and of Mail Deposit

By:


Maria C. Laccotripe
Limited Recognition Under 37 C.F.R. §10.9(b)
Attorney for Applicants

DECLARATION BY MARIA C. LACCOTRIPE

Dear Sir:

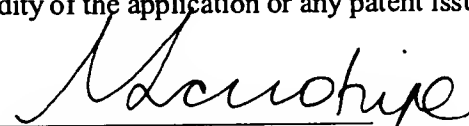
I, Maria C. Laccotripe, a citizen of Cyprus, residing at 246 Langley Road, Newton, MA 02459, and currently employed at Lahive & Cockfield, LLP as an Attorney, hereby declare as follows.

A *bona fide* attempt was made to present a copy of the above-identified application papers (specification, including claims, drawings, and oath or declaration) to Dr. Bin Zhang for signature, as evidenced by a copy of the letter which was sent to Dr.

Bin Zhang. The application papers were sent to the last known address of Dr. Bin Zhang, 20 Chester Road, Unit 2, Belmont, Massachusetts 02478.

On March 5, 2002, Dr. Bin Zhang was also contacted telephonically by me at his home telephone number (1- 617-489-7886). During the telephone call Dr. Bin Zhang stated that he refused to execute the Declaration, Petition, and Power of Attorney Document.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



Maria C. Laccotripe, Ph.D., J.D.



Date

LAHIVE
&
COCKFIELD
L L P

COUNSELLORS AT LAW
28 STATE STREET
BOSTON, MASSACHUSETTS 02109-1784
TELEPHONE (617) 227-7400
FAX (617) 742-4214
lc@lahive.com

JOHN A. LAHIVE, JR. (1928-1997)
THOMAS V. SMURZYNSKI
RALPH A. LOREN
GIULIO A. DI CONTI, JR.
ANN LAMPORT HAMMITTE
ELIZABETH A. HANLEY
AMY BAKER MANDRAGOURAS
ANTHONY A. LAURENTANO
KEVIN J. CANNING
JANE E. REMILLARD
DeANN FORAN SMITH
PETER C. LAURO
JEANNE M. DIGIORGIO
DEBRA J. MILASINIC, Ph.D.
DAVID J. RIKKERS
DAVID R. BURNS
JOHN S. CURRAN
JOHN D. DETWEILER

CYNTHIA L. KANIK, Ph.D.
MEGAN E. WILLIAMS, Ph.D.
RICH A. NANO
MICHAEL PHILLIPPS *
USA M. DIROCCO
HATHAWAY P. RUSSELL **
MARIA LACOTRIPE ZACHARAKIS, Ph.D.
PETER A. DI MATTEA
VINCENT P. LOCCISANO
MERIDETH C. ARNOLD

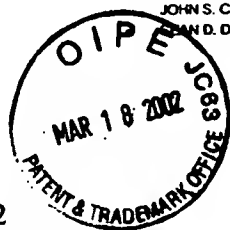
SENIOR COUNSEL
JAMES E. COCKFIELD

OF COUNSEL
JEREMIAH LYNCH
WILLIAM A. SCOFIELD, JR.
SIBLEY P. REPPERT

PATENT AGENTS
THEODORE R. WEST
SHAYNE Y. HUFF, Ph.D.
DANIEL S. KO

TECHNICAL SPECIALISTS
CYNTHIA M. SOROOS
PETER W. DINI, Ph.D.
EUIHOON LEE
JENNIFER K. ROSENFELD
ALLAN TAMESHTT, Ph.D.
CATHERINE E. McPHERSON
ERIC F. WAGNER, Ph.D.
SHAHID HASAN, Ph.D.
JACOB G. WEINTRAUB
JONATHAN M. SPARKS, Ph.D.
CRISTIN E. HOWLEY, Ph.D.

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Bin Zhang
20 Chester Road, Unit 2
Belmont, Massachusetts 02478

COPY

Re: U.S. Patent Application Serial No. 09/995,847
Title: "Modular Molecular Clasps and Uses Thereof"
Inventors: Carlo Rizzuto, Noubar Afeyan, Frank Lee, George Church, Ruchira
Das Gupta, John Jacob Schwartz, Bin Zhang, and Alexey Lugovskoy
Filing Date: November 28, 2001
Our Reference No. ENZ-001 Your Reference No.: ENG-2001-02P1R

Dear Dr. Zhang:

Enclosed please find a copy of the above-identified patent application and a Declaration, Petition, and Power of Attorney. Please read the application to verify that it completely and accurately describes the invention and the best known mode for practicing the invention. After reviewing the application, you should carefully read, date and sign in blue ink, if appropriate, the attached Declaration.

Also enclosed please find an Assignment document which assigns your rights in the invention to engeneOS, Inc. Please read the Assignment carefully, sign it in the presence of a Notary Public, and return it to me.

We would like to file these documents with the Patent Office by April 4, 2002, if possible.

If you have any questions, please do not hesitate to contact us.

Best Regards,
LAHIVE & COCKFIELD, LLP

OFFICE OF PETITIONS

Maria Laccotripe Zacharakis, Ph.D., J.D.

MCL/deh
Enclosures

cc: Mark Boshar, Esq. (w/o enclosures)
Elizabeth A. Hanley, Esq. (w/o enclosures)

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**BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE
UNITED STATE PATENT AND TRADEMARK OFFICE**

LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)

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